

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

THURSDAY, THE 4TH JANUARY 2007 / 14TH PAUSHA 1928

OP.No. 22117 of 2001 (G)

PETITIONER:

A.VIJAYA RAJAN,
S/O.LATE K. KANNAN,
PRABHALAYAM, PALLIKARA, HOSDURG.

BY ADV. SRI.M.THAMBAN
SRI.K.RAJEEVAN
SRI.DILIP MOHAN

RESPONDENTS:

1. THE DISTRICT REGISTRAR, KASARAGODE.
2. THE DISTRICT COLLECTOR, KASARAGODE.
3. THE SPECIAL DEPUTY TAHSILDAR (RR), HOSDURG.

BY GOVERNMENT PLEADER SMT. D.P.RENU

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 04/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ORDER ON CMP.NO.36117/2001 IN OP.NO.22117/2001

DISMISSED

4/1/2007

Sd/- P.R.RAMAN, JUDGE.

APPENDIX

PETITIONER'S EXTS:

EXT.P1 TRUE COPY OF THE SALE DEED DTD. 25/11/1997.

EXT.P2 TRUE COPY OF THE JUDGMENT DTD. 2/4/2001 IN OP.NO.11399/2001
OF THIS COURT.

EXT.P3 TRUE COPY OF THE REPRESENTATION DTD. 24/4/2001 TO THE 1ST
RESPONDENT.

EXT.P4 TRUE COPY OF THE ACKNOWLEDGEMENT CARD.

EXT.P5 TRUE COPY OF THE NOTICE DTD. 27/6/2001 ISSUED BY THE
3RD RESPONDENT.

P.R.RAMAN, J.

O.P.NO.22117 OF 2001

Dated this the 4th day of January, 2007

JUDGMENT

This original petition is filed challenging the revenue recovery proceedings initiated against the petitioner for deficit of stamp duty payable by way of documents executed. After hearing, the matter was adjourned so as to enable the Government Pleader to get instruction as to whether any final order was passed by the Sub Registrar and whether any appeal has been preferred. It is now submitted that C.M.A.No.310/2001 was filed by the petitioner before the District Court, Kasaragod and eventually the appeal was allowed and the matter has been remitted to the Registrar for fresh consideration.

2. In such circumstances, the revenue

O.P.NO.22117/2001

recovery proceedings initiated against the
petitioner stands quashed.

Original Petition is allowed.

P . R . RAMAN ,
Judge .

kcv.

O.P.NO.22117/2001

P.R.RAMAN, J.

O.P.NO.22117 OF 2001

JUDGMENT

4th January, 2007